GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

PUBLIC SERVANTS – Housing Department – A.P.State Housing Corporation Limited – Allegation of acquisition of assets disproportionate to the known sources of income against Sri G.Nooka Raju, Deputy Executive Engineer (now Retired), A.P.State Housing Corporation Limited, formerly at Eluru, West Godavari District – ACB Final Report – Prosecution sanctioned – Acquitted by Trail Court – Further action dropped in Disproportionate Assets case - Departmental action initiated for violation of APCS (Conduct) Rules, 1964 - Regular Inquiry conducted – Inquiry Report received – Charges held not proved – Further action dropped - Orders – Issued.

HOUSING (VC.A1) DEPARTMENT

G.O.RT.No. 49 Dated: 17-06-2021.
Read the following:-

1) From the Director General, Anti-Corruption Bureau, Andhra Pradesh, Letter Rc.No.191/RCA-VVZ/2004, Dated:17.05.2006.
2) Government Letter No.156/VC/A1/2005-4, Dated:29.07.2006.
3) From the MD, APSHCL Procds.No.Vig-1/44/WG/2005, Dated:10.11.2006.
4) From the D.G., ACB, Andhra Pradesh, Lr.Rc.No.191/RCA-VVZ/2004-S.12, Dated:08.08.2019/06.09.2019 together with the Judgement Dated:28.06.2019 in CC.No.5/2007 of the Special Judge for SPE&ACB Cases-cum-III Addl. District Judge, Visakhapatnam.
5) G.O.Rt.No.58, Housing (VC) Department, Dated:16.10.2019.
6) Inquiry Officer Report Dated:12.02.2020.
7) From the MD, APSHCL Lr.No.44/V2/ACB/W.G/2005, Dated:03.03.2020.
8) Government Letter No.156/VC/A1/2005-20, Dated:19.10.2020.
9) From the MD, APSHCL as Letter Rc.No.Vig.1/44/V2/ACB/WG/2005, Dated:27.01.2021.

****

O R D E R :-

Whereas, it has been brought to the notice of the Government that on credible information that Sri G.Nooka Raju, Deputy Executive Engineer (now Retired), A.P.State Housing Corporation Limited, formerly at Eluru, West Godavari District acquired assets disproportionate to the known sources of his legal income, the ACB authorities have registered a case in Cr.No.11/RC-ACB/VZM/2004 U/s 13(2) read with 13(1) (e) of Prevention Corruption Act, 1988 against Sri G.Nooka Raju on 23.12.2004 and investigated into the matter. In the reference 1st read above, the Director General, Anti Corruption Bureau, Andhra Pradesh has submitted his Final Report of the case and recommended to prosecute Sri G.Nooka Raju, Deputy Executive Engineer (now Retired), A.P.State Housing Corporation Limited, formerly at Eluru, West Godavari District in the Court of law U/s 13(2) read with 13(1) (e) of Prevention of Corruption Act, 1988 and also to initiate departmental action against him for violation of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

2) And whereas, the Government after detail examination of the Final Report, have accepted the recommendations of the Director General, Anti-Corruption Bureau, Andhra Pradesh made in the Final Report and in the reference 2nd read above, have requested the Managing Director, Andhra Pradesh State Housing Corporation Limited to accord sanction to the Anti-Corruption Bureau to prosecute Sri G.Nooka Raju in a Court of law and also to initiate departmental action against him for violation of APCS (Conduct) Rules, 1964. Accordingly, in the reference 3rd read above, the Managing Director, APSHCL has accorded sanction to the Anti-Corruption Bureau to prosecute Sri G.Nooka Raju in the Court of law and also initiated departmental proceedings against him for violation of APCS (Conduct) Rules, 1964.

3) And whereas, in the reference 5th read above, Government have issued orders dropping further action against Sri G.Nooka Raju, Deputy Executive Engineer (now Retired), A.P.State Housing Corporation Limited, formerly at Eluru, West Godavari District in Disproportionate Assets case, pending finalization of the departmental proceedings initiated against him for violation of APCS (Conduct) Rules, 1964, as he was acquitted by the Special Judge for SPE&ACB Cases-cum-III Additional District Judge, Visakhapatnam in the Criminal Case in CC.No.5/2007 and there are no grounds to prefer an appeal in the Hon'ble High Court against the acquittal orders of the Trail Court, as informed by the Director General, Anti-Corruption Bureau, Andhra Pradesh vide reference 4th read above.

(P.T.O)

4) And whereas, with regard to Departmental action for violation of APCS (Conduct) Rules, 1964; the Managing Director, APSHCL has issued Articles of Charge to the Charged Officer Sri G.Nooka Raju on the allegation of violation of APCS (Conduct) Rules, 1964, to which the Charged Officer has submitted his Written Statement of Defence denying the Charges framed against him on the grounds stated therein. Sri Ch.Mallikarjuna Rao, Superintending Engineer-I, Head Office, APSHCL was appointed as Inquiry Officer to inquire into the Charges framed against the Charged Officer and to submit report. After conducting due inquiry by following due procedure as prescribed under rules in force, the Inquiry Officer has submitted his Inquiry Report in the reference 6th read above, stating that all the three (3) Charges framed against the Charged Officer were held not proved in the inquiry.

5) And whereas, the Managing Director, APSHCL has communicated a copy of the Inquiry Report to the Charged Officer Sri G.Nooka Raju under Rule 21 of APCS (CC&A) Rules, 1991 calling for his explanation, if any, on the findings of the Inquiry Officer. In reply, the Charged Officer has submitted his Written Explanation dated 26.11.2020 requesting to drop further action against him in this case and to do justice to him.

6) After careful examination of the entire matter, Government have decided and hereby order to drop further action against Sri G.Nooka Raju, Deputy Executive Engineer (now Retired), A.P.State Housing Corporation Limited, formerly at Eluru, West Godavari District on the allegation of 'Violation of Andhra Pradesh Civil Services (Conduct) Rules, 1964' as the Charges were held not proved in the inquiry; besides treating the suspension period of Sri G.Nooka Raju as 'ON DUTY' in terms of Rule 54 of Fundamental Rules since the charges framed against him in both prosecution case and departmental inquiry were held not proved in the inquiry and further action has already been dropped against him in the prosecution case.

7) The Managing Director, A.P.State Housing Corporation Limited, Vijayawada shall take further necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJAY JAIN
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Sri G.Nooka Raju, Deputy Executive Engineer (now Retired), APSHCL, formerly at Eluru, West Godavari District **Through** the Managing Director, A.P.State Housing Corporation Limited, Autonagar, Vijayawada.
The Managing Director, A.P.State Housing Corporation Limited, Autonagar, Vijayawada.

Copy to:-
The Secretary to Vigilance Commissioner, A.P. Vigilance Commission, Velagapudi.
The Director General, Anti-Corruption Bureau, Andhra Pradesh, 2nd Floor, NTR Administrative Block, Pandit Nehru Bus Station, Vijayawada-520001.
The PS to Minister (Housing)
Sf / Sc

// FORWARDED :: BY ORDER //

SECTION OFFICER